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IN THE UNITED STATES DISTRICT COURT

FOR THE SOUTHERN DISTRICT OF CALIFORNIA

| | |
|---|---|
| **JAMES H. CUNNINGHAM,**<br>Petitioner,<br>**v.**<br>**JOHN MARSHALL, Warden,**<br>Respondent. | 07cv2183 DMS (RBB)<br>**NOTICE OF LODGMENT IN 28 U.S.C. § 2254 HABEAS CORPUS CASE - TO BE SENT TO CLERK'S OFFICE** |

Respondent lodges the following documents with the Court:

1. Clerk's Transcript
2. Reporter's Transcript
3. Appellant's Opening Brief
4. Respondent's Brief

5. California Court of Appeal Opinion
6. Petition for Review filed in California Supreme Court
7. California Supreme Court Order denying Petition for Review

These documents have been prepared for this Court and Respondent does not expect or require that they be returned.

Dated: February 25, 2008

Respectfully submitted,

EDMUND G. BROWN JR.
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**CERTIFICATE OF SERVICE BY U.S. MAIL**

Case Name: **Cunningham v. Marshall**
No.: **07cv2183 DMS (RBB)**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service that same day in the ordinary course of business.

On February 25, 2008, I served the following documents:
**NOTICE OF LODGMENT IN 28 U.S.C. § 2254 HABEAS CORPUS CASE - TO BE SENT TO CLERK'S OFFICE**
by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the internal mail collection system at the Office of the Attorney General at 110 West A Street, Suite 1100, P.O. Box 85266, San Diego, CA 92186-5266, addressed as follows:

James H. Cunningham
#V-72323
PO Box 8101
San Luis Obispo, CA 93409

## Electronic Mail Notice List

I have caused the above-mentioned document(s) to be electronically served on the following person(s), who are currently on the list to receive e-mail notices for this case: None

## Manual Notice List

The following are those who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing): James H. Cunningham at the above-named address.

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on February 25, 2008, at San Diego, California.

Anna Herrera
Declarant

Signature

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